

**STATE OF NEW YORK  
DEPARTMENT OF ENVIRONMENTAL CONSERVATION  
625 Broadway  
Albany, New York 12233**

**SUPPLEMENTAL NOTICE OF COMPLETE APPLICATION**

Date: May 25, 2017

DEC Application Numbers: 4-0126-00033/00001 (Solid Waste Management)  
4-0126-00033/00009 (Air Title V)

Applicant: Town of Colonie, 347 Old Niskayuna Rd, Latham, NY 12110

Project Title: Colonie Landfill - Area 7 Development

Permits Applied For: 6 NYCRR Part 360 (Solid Waste Management)  
Title 6, Part 200 (Air Title V)  
Article 24 (Freshwater Wetland)  
Article 15 (Water Quality Certification)

**Project Description:**

The Town of Colonie, as the owner of the Colonie Landfill at 1319 Loudon Road, Town of Colonie, and Capital Region Landfills, Inc., operator of the landfill, are seeking the necessary permits to develop approximately 132 acres of land (referred to as Area 7) within the existing 212-acre landfill site as new landfill space.

SEQR Lead Agency: NYS Department of Environmental Conservation

A Draft Environmental Impact Statement (DEIS) was prepared by the applicant for this action and was accepted by the Lead Agency for the purposes of public review and comment.

A Notice of Complete Application for the project was issued in August of 2016 and public legislative hearings were conducted in September and October of 2016. The deadline for submitting comments to the Department was November 1, 2016.

During the course of the review of the permit applications the Department determined that supplemental information that was not included in the original applications and DEIS was needed to address items necessary for application completeness related to the Solid Waste and Air Title V applications. The following information is now available for review and comment:

1. A report that satisfies the requirements of 6 NYCRR Part 360-1.9 (g)(1) to allow the Department to determine whether the proposed activity would interfere significantly with any potential, ongoing, or completed inactive hazardous waste disposal site remedial program at the classified site, or would expose the environment or public health to a significantly increased threat of harm.

2. An evaluation/analysis to allow the Department to determine whether certain areas within Area 7 which contain alluvial deposits are susceptible to liquefaction.
3. An analysis of the potential volatile organic compound air emissions from the proposed leachate storage tanks, and a determination of the applicability of the requirements of 6 NYCRR Part 231-5.

The Department has prepared a draft permit and has made a tentative determination to issue an Air Title V permit for this action. In accordance with 6NYCRR Parts 621.7(b)(9) and 201-6.3(c), the Administrator of the United States Environmental Protection Agency (USEPA) has the authority to bar issuance of any Title V Facility Permit if it is determined not to be in compliance with applicable requirements of the Clean Air Act or 6NYCRR Part 201.

Persons wishing to inspect the subject Title V files, including the application with all relevant supporting materials, the draft permit, and all other materials available to the DEC (the "permitting authority") that are relevant to this permitting decision should contact the DEC representative listed below. The Draft Permit and Permit Review Report may be viewed and printed from the Department web site at: <http://www.dec.ny.gov/chemical/32249.html>.

**Statutory and Regulatory provisions:**

These applications were filed and reviewed pursuant to Environmental Conservation Law ("ECL") Article 3, Title 3 (General Functions), Article 8 (State Environmental Quality Review), and Article 70 (Uniform Procedures), and pursuant to Title 6 of the Official Compilation of Codes, Rules and Regulations of the State of New York (6NYCRR) Part 617 (State Environmental Quality Review), Part 621 (Uniform Procedures), and Part 360 (Solid Waste Management).

**Written Comment Period:**

All persons, organizations, corporations or government agencies which may be affected by the proposed project are invited to provide comments to the Department that are solely limited to the supplemental information described above, and must be submitted in writing to the Department no later than close of business on July 3, 2017.

**Comments are to be submitted to the attention of:**

Angelo Marcuccio  
Division of Environmental Permits  
NYSDEC  
1130 N. Westcott Rd.  
Schenectady, NY 12306  
Telephone: (518) 357-2446

Comments may also be submitted by email to the NYSDEC Region 4 Environmental Permits mailbox at: [dec.sm.DEP.R4](mailto:dec.sm.DEP.R4)

**Document availability:**

The supplemental application documents are available for review at the following locations:

On the internet at: [www.townofcolonielandfill.com](http://www.townofcolonielandfill.com)

NYSDEC Region 4 office  
1130 North Westcott Rd.  
Schenectady, NY 12306

Colonie Town Library  
629 Albany Shaker Road  
Loudonville, NY 12211

Colonie Town Clerk  
Memorial Town Hall  
534 Loudon Road  
Newtonville, NY 12128

Town of Waterford  
Town Clerk  
65 Broad St.  
Waterford, NY 12188

Town of Halfmoon  
Town Clerk  
2 Halfmoon Town Plaza  
Halfmoon, NY 12065